

Learned counsel for the petitioners submits that at the time of filing the Challan, the petitioners were neither informed nor they were present before the trial Court and, therefore, the trial Court fell in error in taking cognizance of the offences without hearing the petitioners.

In my view, there is no such provision to hear the accused at the time of taking the cognizance. At the best, the accused can be heard at the time of framing the charges if it is a warrant case. Therefore, I do not find any error or illegality in the order impugned.

The revision petition is, therefore, dismissed. The interim order dated 1-2-2007 is vacated.

(H.R. PANWAR), J.

mcs